

IN THE DISTRICT COURT OF THE UNITED STATES  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
ASHEVILLE DIVISION  
CIVIL CASE NO. 1:08cv541

VIRGIL SUTHERLAND, )  
 )  
Plaintiff, )  
 )  
vs. )  
 )  
MICHAEL J. ASTRUE, )  
Commissioner of Social Security, )  
 )  
Defendant. )  
 )

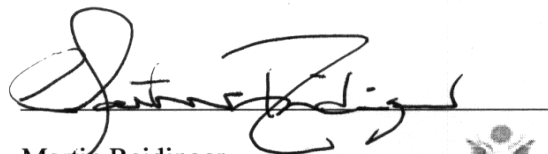
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**J U D G M E N T**

For the reasons set forth in the Memorandum and Order filed herewith,  
**IT IS, THEREFORE, ORDERED** that the Plaintiff's Motion for Summary  
Judgment is **DENIED**; the Defendant's Motion for Summary Judgment is  
**GRANTED**; and the Commissioner's decision is hereby **AFFIRMED**.

This case is hereby **DISMISSED WITH PREJUDICE**.

Signed: June 28, 2010

  
Martin Reidinger  
United States District Judge

